

House Amendment to  
Senate Amendment to  
House File 561

S-3131

1 Amend the Senate amendment, H-1328, to House File 561, as  
2 passed by the House, as follows:

3 1. Page 1, by striking lines 2 through 13 and inserting:

4 <\_\_. Page 1, line 11, by striking <subsection 1,>

5 \_\_\_\_. Page 1, after line 12 by inserting:

6 <572.32 Attorney fees — remedies.>

7 \_\_\_\_. Page 1, after line 15 by inserting:

8 <2. In a court action to challenge a mechanic's lien posted  
9 on a residential construction property, or any bond given in  
10 lieu thereof, if the person challenging the lien or defending  
11 against any action on the bond prevails, the court may award  
12 reasonable attorney fees and actual damages. If the court  
13 determines that the mechanic's lien was posted in bad faith  
14 or the supporting affidavit was materially false, the court  
15 shall award the owner reasonable attorney fees plus an amount  
16 not less than five hundred dollars or the amount of the lien,  
17 whichever is less.>>

18 2. By renumbering as necessary.